IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2694 OF 2007
IN
SUIT NO.2620 OF 1984

Shyamsunder M. Malpani & Anr. ....Plaintiffs
V/s.
Satyanarayan M. Malpani & Anr. ....Defendants

Ms.Mamta Sadh i/b Mr.T.A. Purohit for the Plaintiffs.

Mr.Firdosh Pooniwala with Ms.Sheetal Shah i/b Mehta & Girdharlal for Defendant No.1.

CORAM : S.J. VAZIFDAR, J.
DATED : 11TH OCTOBER, 2007.

P.C. :

1. Ms.Sadh, the leaned counsel appearing on behalf of the Plaintiffs states that the documents now sought to be annexed to the additional written statement have already been disclosed by the Defendants and therefore,there is no need for an additional written statement. It is further submitted that subject to admissibility, the Defendants can always therefore produce these documents in evidence. The documents, it is stated on behalf of the Plaintiffs form part of the affidavit of document dated 25.4.2007 served upon the Plaintiffs' advocate

though not filed in the Court as yet. The affidavit of document shall be filed as well in the Court within two weeks from today. In that view of the matter, there is no need to have an additional written statement on record. As far as the statement of expenses are concerned, they can always be proved in evidence. Thus subject to the admissibility, the Defendants are always at liberty to rely upon the documents.

2. The Notice of Motion is accordingly disposed of.